

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)	
)	
v.)	Crim No.13-10200-GAO
)	
DZHOKHAR A. TSARNAEV,)	<u>FILED UNDER SEAL</u>
Defendant)	

**GOVERNMENT'S MOTION FOR LEAVE TO FILE
OPPOSITION TO DEFENDANT'S MOTION TO EXCLUDE
TOOLMARK IDENTIFICATION EVIDENCE UNDER SEAL**

The United States of America, by and through its undersigned counsel, respectfully requests leave to file the attached opposition to Tsarnaev's motion to exclude toolmark identification evidence under seal. As grounds for this motion, the government incorporates by reference Tsarnaev's Assented-to Motion to Seal, which he filed in connection with all of his Daubert motions.

Respectfully submitted,

CARMEN M. ORTIZ
United States Attorney

By: /s/ William D. Weinreb
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CERTIFICATE OF SERVICE

I hereby certify that this document will be served via electronic mail to Judy Clarke, Esq., counsel for Dzhokhar Tsarnaev, on December 19, 2014.

/s/ William D. Weinreb
WILLIAM D. WEINREB